Previous references.

1913 (Medical)

File No. 36-13

Serial Nos. 1 to 5

Later references.

med 46-14. 1-10

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 to 5

Part B. for September 1913

SUBJECT

Reference from the Residency regarding the Conduct of the Sub. Asst. Surgeon at Doddballapur

---

(1) From the 1st Asst. Resident no 4438 dt 29-7. forwards Copy of Letter no 45 dt 19-7-13 from the Dist. Supt. of Police, Cantm. Station, Bangalore, bringing to notice the Conduct of the Sub. Asst. Surgeon in charge of L.F. Dispensary at Doddballapur in refusing to hold a post mortem Exam. in Case of fatal accident on the Railway.

(2) To ~~the~~ Senior Surgeon, no 1463 dt 4-8-13. Forwards Copy of one to S.C. requesting him to hold a Personal enquiry & submit a report within a week and Call attention to G.O. no 7590-99 dt 8-11-1899

GPB—4,000—4-7-11

From the Senior Surgeon, no Q 70 D 11-8-13. With ref. to 8(2. Submits (1) statements of the individuals examined by him (2) Copies of Correspondence between the Sub. Asst. Surgeon & the Local Officers (3) Statement of Sub. Asst. Surgeon before Police & himself (4) the post-mortem report of the Sub. Asst. Surgeon & states that Sub. Asst. Surgeon was thoroughly wrong in this connection.

(4) To the Senior Surgeon, the Comptr. & D. G. of Police G. O. no. 3454-6 D 9-9-13. Directs that Sub. Asst. Surgeon S. S. Ramaswamy Pillai be severely reprimanded & deprived of independent charge of a Dispensary for two years & allowance of any kind for 6 months & the sum spent by the Railway Police be recovered from the Sub. Asst. Surgeon

(5) To the 1st. Asst. Resident. no 218/Pol D 10-9-13 States with ref. to 8(1 that the action referred to in 8(4. has been taken with Regard to the Sub. Asst. Surgeon's Conduct

Two papers
23 10 13

G.R.S. 11] 1913-14.

GENERAL AND REVENUE SECRETARIAT.

(Medical)

NOTES.

File No. 36-13

FILE HEADING.

Reference from the Residency regarding the objectionable Conduct of the Sub Asst Surgeon at Doddballapur.

From

The 1st Asst. to the Hon'ble the Resident in Mysore

No. 4438 · Dated 29.7.13 Received 30.7.13.

Diary No. 801	Enclos.	Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

Forwards for necessary action a copy of letter No: 65 of 19.7.13 from the District Supt of Police C & M. Station, Bangalore bringing to notice the Conduct of the Sub Asst Surgeon in Charge of the L.F. dispensary at Doddballapur in refusing to hold a post mortem exam^n in a case of fatal accident on the railway.

NOTES AND ORDERS.

The details of the case in which the Sub Asst Surgeon in Charge of the L.F. dispensary at Doddballapur showed neglect of duty are furnished in the letter of the District Supt of Police, C & M. Station, Bangalore vide enclosure to paper under disposal

NOTES—First Sheet.

GPB—35,000—15-6-12

R. S. 12]

General and Revenue Secretariat.

Med File No. 36 of 1913-4

Serial No. 2

In his letter to the Resident in Mysore, the Supdt of Police, Cd m. Station, Bangalore has suggested the recovery from the Sub Asst Surgeon concerned, the sum of Rs 9 being the amount of expenditure incurred on account of 4 bottles of arrack supplied by the Head Constables, Cd m. Station to the Sub Asst Surgeon who demanded supply of the Same.

3. Subd for orders with refee to Cf. no. 7590-99 of 5.1.1898. 7868

Bdm 61 31.7.13.

4. The Sub asst. Surgeon will be guilty of serious dereliction of duty and disobedience of express orders of Govt., if the facts have been properly presented to the Superintendent of Police C.t.m. Station. This is a serious matter. The Senior Surgeon may be requested to enquire into the matter early, and submit a report. Draft submitted Dr Sec 4).

Asst 31/7

5. The case seems to be so serious as to call for a personal enquiry by the Senior Surgeon. The draft may be approved.

2nd communication

D. Rangachar. Asst 31/7.

6. 28. The draft is approved

1/8

Agreed today

Asst 2/8.

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

1092/13

R. S. 12½.

General and Revenue Secretariat.

Med File No. 36 of 1913-4

Serial No.	
	8
2	To The Senior Surgeon. Letter no: 1463 dt 4.8.13 forwards a copy of the enclosure to Sl: 1 and requests him to hold a personal enquiry into the matter and submit a report within a week; also invites attention to G.O no 759-99 dt 5.1.1898 / G 868
3.	dt Letter no: G 70 dt 11.8.13 from the Senior Surgeon with refce to Sl 2 submits (1) the statements of the individuals examined by him (2) copies of the correspondence between the Sub asst Surgeon & the local officers (3) statements of the Sub asst Surgeons before the Police authorities & himself (4) the post mortem report of the Sub asst Surgeon, ~~and~~ states that the Sub asst Surgeon has undoubtedly been wrong throughout his procedure in the case and furnishes his opinion re: the conduct of the Sub asst Surgeon & how it ~~should~~ be noticed. 10 The Senior Surgeon is of opinion that the ~~conduct~~ of the Sub asst Surgeon B.S. Ramasamy Pillay may, in view of the extenuating circumstances detailed in the letter, be ~~severely reprimanded~~ severely reprimanded and deprived of the independent charge of a dispensary for a period of two years or so.
	Listed for orders.
	Rdm 6/ 13.8.13. 11 The charges against the Sub asst. Surgeon, B.S. Ramasamy Pillay of Dodabalapura are, according

NOTE—Contn. sheet.

(4

G. R. S. 12]

General and Revenue Secretariat. | Red File No. 36 of 1913-4

Serial No.

to the letter of the D.S.P. Bangalore C+th. Station, Six in number:—

1. Demand of five rupees for conducting the post-mortem Exam^{n} in question, and refusal to Conduct it, as money was not paid.

2. Refusal to receive the dead body, even on the written requisition of the Rly Sub-Inspector to Conduct the Post-mortem.

3. Refusal to receive the dead body, on the 14-7-13, even on the written requisition of the Doddaballapur Taluk Police Inspector (a Hyder official), alleging that it was too late to Conduct the Exam^{n}. i.e 10 P.m.

4. Neglect to attend promptly to the Exam^{n}, on the next day i.e 15-7-13.

5. Demand of arrack, jar, and long-cloth.

6. Omission to Stitch the openings made during post mortem.

The Senior Surgeon has reported that the allegations are substantially Correct, and has submitted the entire records and the statements taken by him, on which he bases his Conclusion.

13 1. This allegation is spoken to by the Rly Constable, Krishnaswamy Naidu only. There is no other evidence available on this Count.

Flag A

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

R. S. 12]

General and Revenue Secretariat. | Red File No. 36 of 1913-14

Serial No.

B

while denying this charge, the S. A. S has however stated that he mentioned he would prefer a claim for fees, if Railway medical work could be treated as private.

2. The refusal to receive the Corpse on the written requisition of the Ry Police Inspector is admitted on all hands. The Dispensary

C & D

officials state that the S. A. S. told the Ry Constable that he was not aware any authority for the Consul, and had to obtain orders in the matter. The S. A. S. has however stated that he wanted the constable to wait overnight, and that he did not refuse to examine This is inconsistent with the Statements of his Subordinates, nor is there any necessity for the Ry Police to get the Yadi from the Taluk Police. The S. A. S. appears to be liable in this Court.

Though he says he received the yadi after the Ry Inspector on the 14th, and though his letter to the D. Hr. H. S. 6 Bangalore is dated 14th, the postal mark on the cover is "Doddaballapura, 15th July, 3 P. M." The former

F

7

the Contention of the S. A. S. appears to be untenable

3. The Statements of the S. A. S and of the Police Inspector show clearly that the S. A. S. refused to take delivery of the

G.

NOTE—Contn. sheet.

(6

G. R. S. 12]

General and Revenue Secretariat. | Red File No. 36 of 1913-4

Serial No.

P. Inspector's yadi on the night of 14-7-13. This was clearly opposed to Standing orders, as an officer is supposed to be always on duty, in Cases of emergency. The explanation of the S.A.S. is not satisfactory, as nothing prevented him from taking the yadi, and examining the dead body the next day.

H

The Dsn. & S.G has reported the Senior Surgeon in similar terms.

I.

4. The post mortem Certificate shows that the body was received at 9.30 A.m. of 15-7-13 & examined at 3 P.M. of the same day. But for the Conduct of the S.A.S on the last-mentioned two points, the exam^n could have been Conducted in the morning.

5. The explanation of the S.A.S. under this head is not at all satisfactory. The animus displayed against the Rly Head Constable is too apparent. The amou is properly debitable to Dispensary Contingencies

6. In view of the explanation of the S.A.S, which is Corroborated by the P.M. Certificate the omission to stitch the abdomen may not be taken serious notice of.

14 The records of Enquiry Submitted by the S. Surgeon, further reveals an unauthorised act of the Rly Police in

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

Serial No.

breaking open the lock of the dead house. But in view of the possibility that it may be an afterthought and inventing to hide the previous crime by the S. A. S., it appears to be unnecessary to press this matter further. The S. Surgeon also has not passed the porter.

15. The Senior Surgeon reports that he has taken necessary action to prevent the recurrence of such mistakes in future.

16. The post-mortem charges of Rs 5-13-6 may be recovered from the S. A. S., and the cremation charges of Rs 3-2-6 are properly to be borne by the Rly Police, unless Govt. deem it expedient to levy it from the S. A. S. as a punishment.

17. Orders have to issue on the punishment deemed fit for the S. A. S.

Dy Sec'y)

Asst. 14/8

18

The post-mortem examination was held finally; but the Sub. Mst Surgeon behaved himself in the most undeserving manner.

19. A deprivation of the independent charge for two years, as proposed by the Senior Surgeon, should also mean loss of local (charge) allowance during that period, besides loss of independence.

charge

NOTE—Contn. sheet.

GPB—65,000—17-5-12.

Serial No.

20.. If the charge allowance is not taken away at least for a time, the punishment proposed by the Senior Surgeon is likely to appear inadequate. An intimation of the action taken by the Darbar is probably necessary to the Residency.

Draft ready for
15/8 Approved
18/8

21. Besides the deprivation of an increment of one hundred and fifty rupees, the Sub-Assistant Surgeon should also be deprived of any special allowance he is in receipt of at present. The entire cost incurred in this connection by Rs. 900 should be recovered by the Sub-Assistant Surgeon in question from his salary & pension if necessary

Draft
20/8

Draft ready
21/8. Approved
21/8.

813 22. Draft-cy. to be sent. Draft of a reply to the Residency will be sent after issue of the order. 23. Please put up revised draft-as personally dictated.
Blu 61 HW 23
22.8.13.

Approved
23/8

24. Revised draft-sent.
Blu 61 HW
23.8.13. 25. Please put up the Draft-as revised

Approved
25/8

BAW
25/8/13

Be cleared etc.

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

G. R. S. 12]

General and Revenue Secretariat. | Red File No. 36 of 1913-14

Serial No.

26. clean draft submitted.

Addl 61
26.8.13.
(Sd) Dy Secy)

Asst
26/8.

27
The draft is clumsy. The whole of it must be revised officially

28. A revised draft has been put up by me. Dewan 27/8
So sometime, a draft to the Residency is also submitted.

Asst
28/8

29: Tidy draft as revised may be put up. Dewan 29/8 Asst 29/8

(Sd) M. E. 29/8/13

30. clean draft submitted (for the word "charge allowance" - "allowance of any kind" has been inserted, as some sub asst Surgeons - such as those in Victoria Hospl, Bangalore, Lunatic Asylum &c get allowances which are not called "charge allowances")

This word may object. in putting these words may be abbrevd. Asst

Addl 61
29.8.13.
(Sd) Dy Secy)

Asst
30/8.

Dewan 29/8 Asst 30/8

Hdq)

31. 2nd Counsel

Dewan

1/9 Dewan 1/9. Asst 1/9

32 Drafts approved by the 2nd Cr
2/9
3/9/13

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

1092

(10

G. R. S. 12]

General and Revenue Secretariat.

Red File No. 36 of 1913-14

Serial No.	
5086 5-9-13.	33 Dewan) Two drafts for favour of approval. Draft clear 5/9 Rm. 5/9
	34. Drafts approved by the Dewan. 6-9-1913. Draft 6/9 Rm 6/9.
	35. Letter Rm 8/9
4	36 To the Senior Surgeon, the Camptholler & the S.I. of Police. Cy. O No: 3454-6 & 9.9.13 Directs that the Sub Asst Surgeon B.S. Ramaswamy Pillay be Severely reprimanded for his highly reprehensible Conduct and deprived of independent charge of a dispy for a period of two years & allowances of any kind for 6 months and that the Sum of Rs 9 spent by the Railway Police be recovered from the Sub Asst Surgeon & duly adjusted.
5	37 To the 1st Asst to the Honble the Resident in Mysore. Letter No: 218 Pol & 10.9.13. States inter refee to 8 & 1 that the official in question has been Severely reprimanded & deprived of independent charge of a dispy for two years & allowances of all kind for 6 months & that the Sum of Rs 9

NOTE—Contn. sheet.

GPB—65,000—17-6-12

(11

C. R. S.-12]

General and Revenue Secretariat.

hed File No. 36 of 1913-14

Serial No.

Spent by the Railway Police has been ordered to be recovered from the Lib Asst Surgeon duly adjusted.

NOTE—Contn. sheet.

GPB—65,000—17-6-12

IV
29/7

Copy to Dewan

Pol Do 1708

No. 4438
Annexure 1

From 29.7.1913

D 801

P. B. WARBURTON, Esq I.C.S.,
FIRST ASSISTANT TO THE RESIDENT, IN MYSORE.

Pol 36-138

To

The Dewan of Mysore.

Dated Bangalore, 29th July *1913.*

Sir,

I am directed to forward herewith, for favour of such action as may be deemed necessary, a copy of a -- letter No. 445, dated the 19th July 1913, from the District Superintendent of Police, Civil and Military Station of Bangalore, bringing to notice the conduct of the Sub Assistant Surgeon in charge of the Local Fund Dispensary at Dodballapur in refusing to hold a post mortem examination in a case of a fatal accident on the railway.

I have the honour to be,

Sir,

Your most obedient servant,

P B Warburton

First Assistant Resident.

R. O. 2.—R. P. B.—3-1913.—1,500.

Encl. to Genl File 36-1381 (2

Letter No. 45, dated the 19th July 1913, from the District Superintendent of Police, Civil and Military Station, Bangalore, to the First Assistant to the Resident in Mysore, through the District Magistrate, C.& M.Station, Bangalore.

I have the honour to bring to your notice the neglect of duty on the part of the Sub Assistant Surgeon in charge of the Local Fund Dispensary at Dodballapur, and to request that you will be good enough to report the same to the Durbar for such action as you deem fit to recommend.

2. On the night of the 17th instant, a man was found run over at mile 144/5 between Dodballapur and Maklidrug. On intimation received, my Sub Inspector and Head Constable proceeded to the spot and there saw a body of a man terribly mangled.

3. After taking preliminary steps with a view to ascertain the actual cause of death, the body was sent for post-mortem examination to the nearest Hospital at Dodballapur, which is in charge of a Sub Assistant Surgeon. He refused to receive it except on payment of a fee of Rs. 5 on the plea that he had nothing to do with an accident within Railway limits.

4. The Head Constable and the Police Constable who accompanied the body to the hospital had thereupon to return to the Dodballapur Railway Station, and on their reporting the matter to the Sub-Inspector, he wrote to the Sub Assistant Surgeon that his claim for fees might be hereafter preferred through the proper channel and that in the meantime the examination might be conducted and a -- certificate as to the cause of death furnished. This requisition, the Sub Assistant Surgeon refused to receive, and told the Head Constable to remove the corpse away. Thereupon the aid of the -- Taluq police was sought for and a letter was obtained from the Taluq Inspector and was produced, together with the body before the Sub Assistant Surgeon; again he refused to receive the body on the ground that it was late (10 P.M.) and told the Head Constable to wait till morning.

5. The body was next deposited by the Police in the dead house and there they kept watch over it. The next morning when the Head

Constable went to the Sub Assistant Surgeon he refused to attend to him till about 1 p.m. when he demanded 2 bottles(subsequently increased to 4 bottles) of arrack, a jar and two yards of long cloth.

4 bottles of arrack	5	0	0
4 empty bottles	0	4	0
1 pot	0	0	6
2 yards of longcloth	0	9	0
3 gunny bags & bamboos	1	2	6
Burial charges	2	0	0
	9	0	0

4. As he had no money with him, the Head constable had to go to the Taluk -- Inspector for it, and with the advance obtained from him, he supplied the articles required by the Sub Assistant Surgeon.

6. The postmortem examination was then conducted and after it was completed, the Sub Assistant Surgeon handed over the body to the police without stitching up the openings which were made during postmortem with the result that all the internal organs were exposed. In this state the body had to be packed up by the police in three gunny bags for burial. 5.

7. In the Hon'ble the Resident's Notification No. 5393, dated 15th December 1897, it is laid down that postmortem examination of bodies found in the Railway line should be attended to by the nearest hospital in the Mysore territory, and based on this Notification the Mysore Durbar also issued similar orders for the guidance of its subordinates in its Proceedings No. 7590-99-J-868, dated 5th January 1898. Under the same Notification, it has also been held that no fee is payable to the Mysore Medical officers for holding postmortem examination of bodies sent to them from the Railway -- limits: vide your letter No. 7207, dated 6th December 1912, to the address of the District Magistrate of the Civil and Military -- Station.

8. The conduct of the Sub Assistant Surgeon has been all through in defiance of the Durbar orders and his demand for arrack from my Head Constable is wrong. If such things are necessary for the -- postmortem, the hospital should supply and the cost adjusted later, if necessary.

9. I therefore suggest that the Rs. 9/- borrowed from the Taluk Police Inspector may be recovered from the Sub Assistant Surgeon.

C o p y.

Registrar. Resident's Office.

14

G.R.S. 26] 880 1

Govt 17-13.

File No. 36 13

Serial No. 2

Diary No. of letter replied to ____

Canara
No. 1463
med 36-13-2
dy 4.8.13.

General and Revenue Secretariat
( )
, *the* 19 .

To

The Senior Surgeon.

Sir,

Date of issue 4.8.13.

Signed by for A.V.P.

I have the honour to forward herewith for your information Copy of letter No. 4438 dt. 29-7-13 from the Resident, ~~and Police Surgeon~~, bringing to notice the Conduct of the Sub Asst Surgeon & Clerk of the L.F. Dispensary at Doddaballapur in connection with the holding of ~~the~~ post-mortem Exam^n in a

over.

845 dt 19-7-1913 from the Dt. Surgeon of Police C & M. Station, Bangalore to the I.G. Asst. to the Hon'ble the Resident, received with Residency letter No 4438 dt 29-7-13

SUBJECT.

C.O. 4/7

SJ

case of fatal accident on the Railway, and to request you to kindly hold a personal enquiry into the matter, and submit a report within a week:

I am to invite your attention to G. Co No 7590-99-J.8688 of 5-1-1898 J in this Connection

I have etc.

Asst Secy. Dear Secy. 3/1/7

WWL 1/8

List of enclosures,

Copied by

Examined by

GPB—20,000—26-9-10

(6

No. G. 70
Encs. 22

Office of Senior Surgeon, Mysore Govt.,

Dated, Bangalore, 11 • 8 • 1913.

D 1092

From

P. S. Achyuta Rao, Esquire,
Senior Surgeon with the Government of
H. H. the Maharaja of Mysore, Bangalore.

To

K. R. Srinivasa Iyengar, Esq., M.A.,
Secretary to the Government of
H. H. the Maharaja of Mysore, Genl. and Rev. Deptts.,
Bangalore.

Medl 36-13
Se: 3.

Sir,

As desired in your No. 1463/Medl. 36-13 dated 4th August 1913, I proceeded to Doddaballapur on the 6th August 13 in view to hold a personal enquiry into the matter detailed in the enclosure to your letter under reply.

2. I submit herewith the statements of individuals whom I examined and copies of correspondence between the Sub Assistant Surgeon and the local officers as also the statements of the Sub Assistant Surgeon made before the Police authorities & myself.

3. I also forward for favour of perusal and obliging return, the post mortem report of the Sub Assistant Surgeon on the body of the deceased and other papers connected with the case, as detailed in the margin.

Maj B.

1 Bangalore District Medical & Sanitary Officer's letter No. 49 dated 7-8-13 to the address of the Senior Surgeon.
2. Railway Police Inspector's letter to the Sub Assistant Surgeon forwarding the body for post mortem examination.
3. The Sub Assistant Surgeon's letter to the District Medical Officer, Bangalore, asking for instructions, as to whether he should perform the post mortem examination.
4. Copy of wire from the District Medical Officer to the Sub Assistant Surgeon ordering him to hold post mortem examination.

4. From my enquiry I am satisfied that the allegations made in the letter of the District Superintendent of Police, Civil & Military Station, are substantially accurate.

5.

From

THE SENIOR SURGEON
WITH THE GOVT. OF MYSORE,
Bangalore.

To

THE SECRETARY
TO THE GOVT. OF MYSORE,
G. & R. DEPTTS., BANGALORE.

Dated 11. 8. 13

Despatched

Received

General No. G. 70
No.

Enclosure No. 22.

SUBJECT.

Forwarding file of Correspondence in connection with the post mortem examination conducted in a case of fatal accident on the Railway, by the Sub Assistant Surgeon at Doddaballapur —.

(7

tter No. 194/Mis. from the Superintendent of Police, Bangalore District, to the District Medical Officer, Bangalore, forwarding Doddaballapur Police Inspector's report.

o Assistant Surgeon's letter to the District Medical Officer, Bangalore, in reply to the latter's Memo No. 165 dated 28-7-1913.

5. The only extenuating circumstances in the case, should they be deemed to be extenuating at all, are-

(1) The Sub Assistant Surgeon was unaware of the existence of Government Order No. 7590-99 J 868 dated 5th January 1898.

(2) On the dates in question, viz,- 14th & 15th July 1913 and for a couple of days or so previous to these, the Sub Assistant Surgeon was greatly worried in mind and was almost beside himself owing to the serious illness of a child of his. This fact has been borne out by the Amildar Mr. Mahomed Sheriff - Mr. Kongadiappah the Head Master of the A.V. School and a respectable Komati merchant of the place.

(3) The mangled and mutilated condition in which the remains were received for post mortem examination perhaps led to the belief on the part of the Sub Assistant Surgeon that no special stitching of the abdomen was necessary while handing over the remains to the charge of the Police for burial.

6. I am of opinion that the Sub Assistant Surgeon has undoubtedly been wrong throughout his procedure in the case and that a punishment in the form of a severe reprimand and deprivation of independent charge of a dispensary for the space of two years or so may perhaps meet the circumstances of the case.

7. The necessary circular to all the Sub Assistant Surgeons in view to prevent occurrences of the kind in future, has been issued this day and a copy of the same will duly be submitted to the Government.

8. The sum of rupees nine borrowed from the Taluk Police Inspector will be recovered from the Sub Assistant Surgeon.

I have the honor to be,
Sir,
Your most obedient servant,

O. V. Ramanathaiah

Senior Surgeon, Mysore Government.

3/18

Statement of Ernest Newman
Lincoln. Rg: Police Constable — Well b. t. l. 3

On the 15th of Jany 1913 a body was found about 3 miles this side of Peakirk on the Rg: Line - I was about 1 P.M. on the night that information reached us - I reached the Station at 2 P.M. with 14 ÷ - We had hired for the Railway Doctor - so he did not come the body was brought to Woodcroft Station 92 Yards nearer to Peakirk than Peakirk Station - at about half past five in the evening on the 14th inquest - Det: Constable Mitchell Sammy Acc companied the body to the L. & N. Junction at Werrington

The Jury visited from the Rg: Station to the Station in a Motor Omnibus the body was placed in the Goods Station - We read the papers relative to Examination

[illegible] that he would examine
the boys if he was given a fee of
five Rupees. The Constable
told the Doctor that this was
Court fee he may examine
the boys & then demand any
fee that he may like from
proper authority -
The Doctor gave back the Court
Letter to the Constable & told the Rajah
Sahib in a Court & the Rajah's
Inspector said that the boys should
be sent again before the Doctor
that he would give a certificate
to examination once again.
The Doctor again refused to
examine & said that he would
write to his Superior officers & get
permission to [illegible]

Examine the body & ascertain
the body thereof was as aforesaid
& was in the Ry. Station.

The Inspector sent the body once again
to the Coroner's hospital & asked him to
request the Doctor to examine
the body as it was sent back -
The Doctor refused once again to
Examine the body unless the
Expenses were given him & the Town Inspector
has sought for Examining the body.
It was 9.30 p.m. when the
Head Constable then reported
the Cartman in charge of the body
& went to the Town Inspector - The Cartman
having refused to keep the body over
in the Cart - removed the Cartman
sent the body in the dead house -
The Cartman then went away -
On the next day the body was
Examined by the Doctor at
5 p.m. or so -

After Examination &

Were rounded over to mine & the Tool
Considerable Charge – The Cut-portion
of the abdomen was not-shocked by the
fracture. The body was rounded over
with the abdomen inside & in-
The Foot & talus the first-the first to
inside the opening & with-shaw
& Cloth-rounded up the remains
& took the same for burial –
Impelled & the Tool: Constable accompanied
the remains to the burial Ground &
saw it the burial thereof –
Translated into action of me
& a Brother of the Constable to
Lavender Farm near.

15 7 8 1820.

Statement of K. R. Shivaraja Shastri -

Statement of Shri Ranjaiah 13

[illegible]

[illegible] 7.8.913

Statement of Compounder
Krishna Kunji —

I know nothing about the Key
Evidence having brought the body to
J. J. Hospital or the Inquest having
to, return under Section examination —

About 5 P.M. on afternoon on a
certain day - the exact day I do not
know - the D. A. S. asked me to, into
a room in the Dead House being
under the Key - I did as I was
ordered -

Next day I came to the Hospital
as usual in the morning & was
sitting in my room.
Surgeon Cooty Kanji came from
the Doctors room & informed me
that a dead body was kept in the
Dead house - I said I locked
the room yesterday Evening
how could it be - I went inside to
& see myself - he went also
& said [illegible]

I was present when the P. in Crim.
was conducted. I had charge to
record the testimony as it was given.
The Examination was long
and some of pages in book, written
in pencil will be illegible.
The original manuscript
book in the Police Court was mislaid
and was not found until after
the 1st of May, and therefore
I do not now recall.

Read over & corrected

Dr. [illegible]
Comptroller

7. 8. 1913

(16

Statement of Mr. H. Stowell. Inspector
Police Hostakullapur —

On the 7th of July 13 at about 2 P.m.
the Rg: Police Sub-Inspector informed
me that if his Sub Office Peon was
up he would send the Jemadar to the
Dy. C. Hostakullapur for the P. Co. Police
Field. At 9.15 P.m. the Rg Sub Constable
came to my house and informed me
that the Local Sub Office Peons to accom-
pany a Sowcar that evening & would not
leave the Local Police Station until
that time. According I instructed
Qadir and sent him down. He left
there about 9.40 P.m. The Dy. C. refused
to pay the Qadir & he said that this is the time
in which to receive Qadirs. The Constable
returned & informed me of the same.
Next morning i.e. on the 7th July
8.30 A.m. Rangers on Qadir Kampi came
to the Police Station and informed me
that he wanted the Qadir that was given
to him last night. I sent the Qadir
on to him. He came angrily to
me & said in Urdu, "Jemadar
you have complained that the Rg: Police
broke the door & the Head Constable
drew and entered the house in the night

(7)

house. I took him into Court [illegible]

my wife with that complaint—

At about 2 P.M. the P.C. Police took

Constable Chetwood, & my wife came to

me and asked me to go home

P.C. 45 Whiting, that the P.C. wanted

to see me at once & I went on a foot—

according as directed and

45:4. At 5 P.M. the Police Constable

again knocked up and asked me

to go home another 45:5. Whiting

that he wanted this time—as

it was asked by the P.C. to come

Read—Constable—to help the

Burial Expenses out of the Common—

I was not present when the P.C.

Examination was already held

over when the book was handed

over to the P.C. a foot to

Examination [illegible]

On the 15th in morning about

the P.C. that he was not going

to appear to the Charge of the

Court in Petty Sessions

(18

[illegible] of the Bill a statement
were then examined by my
[illegible] of the Bill which
[illegible] to represent and
after he complied with the
the Bill —

I then requested
[illegible] demanded any
[illegible] of the Bill —
I do not know what the contents
of the Bill was when it was handed
over to the Bill Brice after
Examn was over.

I present this Court refer to
in my D. A. S.'s letter dtd 4/6 & 5-14-6
1913 to the Second Class Magistrate
Hospitalization.
I shall send over copies of the
D. A. S.'s letter referred above
& the Statement of the D. A. S. taken
Senadan Q. Ramakrishna

Read over and find recorded
Correct [illegible]

Statement of Ramji - Engg
Contr - D.F. Narayanaraj Hosakahalli.

—

ನಾನು ಮೇಲ್ಕಂಡ ಕಾಮಗಾರಿಯ ಕಾಂಟ್ರಾಕ್ಟರನಾಗಿ
ಕೆಲಸ ಮಾಡಿಕೊಂಡಿರುತ್ತೇನೆ. ಈ ಕಾಮಗಾರಿಯ
ಕೆಲಸ ಸುಮಾರು ೩ ತಿಂಗಳು ನಡೆಯಿತು. ಈ ಕೆಲಸ
ಮಾಡಿಕೊಡುವುದಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟಂತೆ ನಾನು ಸುಮಾರು
೧೫೦೦ ರೂಪಾಯಿಗಳಷ್ಟು ಖರ್ಚು ಮಾಡಿರುತ್ತೇನೆ.
ಈ ಕೆಲಸಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟಂತೆ ಸಾಮಾನುಗಳನ್ನು ಖರೀದಿ
ಮಾಡಿದ ಬಿಲ್ಲುಗಳನ್ನು ಮತ್ತು ಕೂಲಿಯವರಿಗೆ
ಕೊಟ್ಟ ಬಿಲ್ಲುಗಳನ್ನು ಇಟ್ಟುಕೊಂಡಿರುತ್ತೇನೆ - ಕಾಮಗಾರಿಯ
ಕೆಲಸಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟಂತೆ ಸಾಮಾನುಗಳನ್ನು ಖರೀದಿ
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ಮಾಡಿದ ಬಿಲ್ಲುಗಳನ್ನು ಮತ್ತು ಕೂಲಿಯವರಿಗೆ
ಕೊಟ್ಟ ಬಿಲ್ಲುಗಳನ್ನು ಇಟ್ಟುಕೊಂಡಿರುತ್ತೇನೆ -

[illegible]

[illegible]

[illegible]

[illegible]

Read over & submitted for

Correct— [illegible]

[illegible]

17 (72

Statement of Sub Assistant Surgeon Dodda Ballapoor. (B.S. Ramaswamy Pillai)

On the evening of the 14th July 1913 a Requisition from the Railway Police was brought to me by the Railway Head Constable with a body Run over by the train near Hatkidroog Railway Station. The time was past 6 h.m. i.e after Sun Set. The Railway Head Constable was strongly smelling of alcohol & insisted upon me to receive the body & Relieve them from watching or guarding it for the night as they were starving for the last 2days to perform the Post Mortem Examination during the night.

I told them that according to the Rules of Post Mortem Examination I could not take to post-mortem examination till the day breaks & I could not under any Circumstance Relieve

23)
relieve the Police from guarding the body until the examination is over even though they were starving. I also suggested that they could take the aid of the local police to relieve them from guarding. The Head Constable of the Railway
2 said that since he could not arrange for the guarding of the body to night he said he was taking the body to the Bowring Hospital Bangalore.

I did not insist upon the payment of Rs5- (Rupees) both before & after the examination, but since it was a part of the work of the Railway Medical Department & since a fee of Rs.5 was said by the Sub Assistant Surgeon of Goribidnoor to have been billed for by him on a similar occasion through his District Medical & Sanitary Officer, I mentioned to him that I was going to move the District Medical & Sanitary Officer & the Senior Surgeon to obtain in my case also the same fee if the Railway work was treated as private, since Circular orders on the file of the dispensary did not authorise me to interfere with the Railway work.

If the Head Constable was true in his statement that a fee of Rs 5 was insisted upon, he could have paid it & obtained a receipt to prove his statement.

Question by the Senior Surgeon. M.G.

Since you say that the body was received at 6 p.m did you ask the Railway Police to keep the body in the Post Mortem Room, so that it may be examined the next morning

I told them that they could use the Post Mortem Room for keeping the body but placing it it did not mean the relief of them from guarding it for the night, as I had no establishment & as I was not bound to be responsible for the safe custody of the body. Since they were starving for the past 2 days & since there were no other Railway Police Constables to relieve them from guarding it, they preferred taking the body

body to the Bowring Hospital by the 8 p.m. train & they also said that they had wired to the Railway Apothecary who was expected to arrive by 7.30 p.m. from Wadhiam where they said, they had left instructions & they would take the body & get it disposed of by the Railway Apothecary at the station. Under these circumstances I could not compel them to leave the body in the Post Mortem Room & allow them to go away for the night

To further questions. I state as under.

I did not refuse taking the Requisition from the Railway Sub Inspector. But on the other hand the same Requisition was duly taken & submitted to the Dist. Med. & San. Offr. with No 7 dated 14.7.1913 (as far as I remember the No)

The same night the Taluq-Police Inspector of Dodda Ballapoor sent me a Yadi at about 11 p.m. to hold the P.M. Examination over the night & release the Railway Police as soon as possible. Since no P.M. Examination is held during the night I sent back the Yadi alone stating that I would hold the P.M. Examination the next day (at the earliest) as per Rules of the P.M. Exam

I did not demand any liquor or the other things from the Head Constable for submitting the internal organs to the Chemical Examiner, as I had my own Contingent money. Since the man volunteered to supply the arrack & the fish & the 2 yards of long cloth, (probably with some motive to satisfy his thirst), I allowed it & gave him a receipt for the same

No 6. With Reference to the Condition in which the body was Returned after the P. M. Examination, I most respectfully beg to state that the body is admitted to be "terribly mangled" On a Reference to the P. M. Report of the same body it can be found that Several parts of the body were missing Such as the Skin of the head & face, the bones of the Skull, the Skin of the neck & contents of the neck. Right upper extremity missing from the middle of the right upper arm, the right hand was found in a different piece as far as the wrist, the Skin, muscle, bone etc of the left shoulder joint were missing with the exception of a piece of the Skin at the back, both the lower extremities Completely Separated at the

VII) 27

Knee joints & the right thigh bones was Crushed Several places. With Regard to the trunk, the ribs of the Chest including the skin & muscle had gone & missing & the sternum had also gone & missing, leaving the internal organs such as the Lungs, Heart, Large Vessels etc all exposed when they were brought by the Police tied up in a bundle with a black Cumbly, so that the required internal organs were Removed from the abdomen & Stitches were duly put in wherever there was flap ce to the abdomen only Since the body was found in different pieces minus Several necessary things such as the skin, muscle, fascia etc over the head, Chest, left shoulder, right upper extremity which was brought in two or three pieces; both lower extremities severed into four or five pieces, all tied up in a black Cumbly in the form of a bundle I beg to submit that, with all respects to decency,

one could not have acted better & put stitches where flaps
were wanting & made stumps of the extremities as after
amputations etc.

Further I beg to add that neither the Head Constable was present nor the R.n Constable
near the dead room after 10 p.m. the same night & though the body was left inside it after breaking open the door
brought the Requisition for the P.M. Examination without
the necessary Police Inquest Report. This on the next
day i.e on the 15th July 1913 at about 11 a.m. that I wrote for it
& got it as can be seen by the letter forwarding the
Inquest Report which have been submitted to the Dist.
Med. & San.l Offrs along with the P.M. Reports.

With regard to keeping 3 gunny bags & bamboos & pay
ment of Burial charges, I beg to state that since the body
was brought all in different pieces tied up with a Cumbly alone,
there was no necessity for keeping 3 bags after 6 p.m.
in the night, when the same Cumbly was there in which
the body was returned tied up in a similar bundle
like the one they brought.

I beg to add that the chief reason why the Railway Police
has preferred this Complaint against me seems to me that

Knee joints & the right thigh bones was Crushed in
Several places. With Regard to the trunk the ribs of the
Chest including the skin & muscle had gone & missing
& the sternum had also gone & missing, leaving
the internal organs such as the Lungs, Heart,
Large Vessels etc all exposed when they were
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a black Cumbly, so that the required internal
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lower extremities severed into four or five pieces,
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one could not have acted better & put stitches where flaps were wanting & made stumps of the extremities as after amputations etc.

Further I beg to add that neither the Head Constable was present nor the R.M. Constable near the dead room after 10 p.m. the same night & though the body was left inside it after breaking the padlock & brought the Requisition for the P.M. Examination without the necessary Police Inquest Report. This on the next day i.e on the 15th July 1913 at about 11 a.m. that I wrote for it & got it as can be seen by the letter forwarding the Inquest Report which have been submitted to the Dist. Med. & San. Offrs along with the P.M. Reports.

With regard to buying 3 gunny bags & bamboos & payment of Burial charges, I beg to state that since the body was brought all in different pieces tied up with a Cumbly alone, there was no necessity for buying 3 bags after 6 p.m. in the night, when the same Cumbly was there in which the body was returned tied up in a similar bundle like the one they brought.

I beg to add that the chief reason why the Railway Police has preferred this Complaint against me seems to me that

~~24~~

Because I complained to the Taluq Magistrate of Dodda Ballapoor the very same day i e on the 6th July that the Police of the Railway had broken open the lock of the Dead-Room, placed the body in it & left it without guarding during the night. The next morning the lock was found in front of the room & the Railway Police Constable stepping near the Dead room from the Railway side. There are witnesses to prove this Statement.

I beg to Remain,
Respected Sir,
Your most obed.t Servant
O. K. Ramaswamy
Sub Assistant Surgeon
Dodda Ballapoor

Cri. no. 4/14 of

13.14 From

The Sub Assistant Surgeon
1st Class Doddaballapur

To

The 2nd Class Magistrate
Doddaballapur

Dated 15-7-13

Sir.

I have the honor to report that a body found on the line of the Ry, at Malledroog was forwarded for P.M. Examination with the requisition of the Ry, Inspector Mr. Wall at 6 P.M. on 14-7-1913

As rules regarding performing P.M. Examination by the Mysore Govt. Medical officers on bodies found within the Ry. premises are not plain & I took the requisition only & submitted it to the Dist.

Dist Medical & Sanitary Dept
offices, Bangalore for orders & asks
the Ry: Police Head Constable
Abdul Gani & Police Constable
No. D/157 Krishnaswamiah are on
duty to keep the body under their custody
as it was 6 P.M. when they gave
the requisition During the night-
Ry: Police Constable No. D/157 Krishnaswamy
- Naidoo seems to have broken
open the lock of the Dead Room of
the Hospt & placed the
body inside.

The broken lock was
locked up with a piece of stone
near the room this morning
and the above named Police
man denies having broken
the lock of the room.

The Conduct of the
Ry: Police man may be taken
Notice of as per Rule

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I have the honour
to be
Sir
Your most obedient
Servant
B. S. Ramaswamy
Sub Asst. Surgeon
1st Class Doballapur

Rec'd at 1.30 p.m.
15-7-13 E.D. S.

Forwarded to the Police
Inspector for enquiry and
report. E.D. Asst. Surgeon Chargé
Dwarapudi
15-7-13

Forwarded to the Nasoba
Range Inspector for
necessary action
E.D. A. Howell
Police Inspector

Rec'd at 5 p.m.
15-7-13
E.D. [illegible]

15-7-13

34)

No. 372

~~27~~

To

The Asst Surgeon

U. Depot Fort Worth Texas

The body of a female

Sent by Police for P.M.

Examination & Cover and

2 Enclosed — C.D. N. Howell

Surgeon

9-5 A.M. 15-7-913

Received

C.D. P.M.

Dear Sir

Yours

4, 913

1

Sd. B. Ramaswami
Ward Class Sub Assistant
Surveyor

Zahirudeen Sahib
N. Ramaswami
Surveyor

Sd. N. Ramaswami
Surveyor

G.R.S. 28]

2 drafts

Noticing the Conduct of the Sub Asst Surgeon at Doddballapur in not having held a post mortem examination in a case of fatal accident on the rail

ab

B

File No. 36-13

Serial No. 4

Diary No. of letter replied to 1092

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.

(Medl)

Encl: Booklet + file 4th

, *the* 191 .

Date of issue 9.9.13

Signed by Jma V Ramanathan

READ—

Copy of letter No: 45 of the 19th July/13 from the District Supdt of Police, Civil and Military Station, Bangalore to the 1st Asst

ORDER THEREON.—No.

to the Hon'ble the Resident in Mysore

received in the Residency letter No: 4438 of the 29th idem bringing to notice the Conduct of the Sub Asst Surgeon in charge of the

orei.

SUBJECT.

38

L.J. Dispensary at Dodballapur in
referring to hold a post-mortem exa-
mination in a case of a fatal ac-
cident on the railway.

2. Letter No: Cf 70 of the 11th August 1913
from the Senior Surgeon reporting on
the allegations contained in the
above.

3. G.O No: 7590-99 / J-868 of the 5th January 1898
directing the medical officers in
charge of Hospitals near the Railway
lines under British Jurisdiction
to conduct post mortem examinations
on bodies of persons meeting with
death by accidents within the
premises of such lines.

Order thereon: 3452-6 med 36-13-4 9.9.13.

Under the terms of the G.O.T. order
read above, all medical officers
in charge of Hospitals near the
Railway lines are bound to conduct
post-mortem examinations on the
bodies of persons meeting with death
by accidents within the premises of

GPB—20,000—2-10-11

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

Such Railway lines, on requisitions made by the Superintendent of the Railway Police or any officer acting under his instructions.

2. In the present case these conditions had been fully satisfied, yet the Sub Asst. Surgeon (B.S. Ramaswamy Pillay) at first refused to hold the post mortem examination in question on the requisition of the Sub Inspector of the Railway Police alleging that such work was beyond the scope of his duty and demanded certain articles for the post-mortem examination.

3. The explanation of the Sub Asst. Surgeon to the effect that he was ignorant of the G.O. order of 5th ~~October~~ January 1898 in this matter is unsatisfactory. For his highly reprehensible conduct, a severe reprimand should be administered to him and while independent charge of any dispensary ~~should be~~

(40)

allowance of any kind denied to him for two years and six months respectively. Further, the sum of nine pussees reported to have been spent by the Railway Police for certain articles and charges in this connection should be recovered from the Sub Asst Surgeon and duly adjusted.

4. Government trust that the issue of fresh circular orders in the matter by the Senior Surgeon will effectually prevent occurrences of the kind in future.

Secy. 6.9.13.

Asst Secretary. 30/8 2/9 dc

To the Senior Surgeon returning the post mortem report & the papers referred to in para 2 of letter dt 11.8.13.

" Comptroller

" I.G. of Police in Burma

Branch III for information.

Ben 61
29.8.13.

GPB—15,000—13-11-11

G. R. S. 26] Reporting to the Residency the notice taken of the conduct of the Sub Asst Surgeon at Doddballapur

File No. 36-13

Serial No. 5

Diary No. of letter replied to. 1092

PoC No. 218

General and Revenue Secretariat

(Secl)

, *the* 191 .

Date of issue 10.9.13.

Signed by Mr K.R Srinivasaraiyar

To

The 1st Asst to the Honble

the Resident in Mysore.

Sir,

With reference to your letter no: 4438 of the 29th July 1913 forwarding for the information of the Dewan a copy of letter no: 45 of the 19th idem from the District Supdt of Police, Civil & Military Station, Bangalore, bringing to notice the Conduct of the Sub Asst Surgeon in Charge of the Local Fund Dispensary at Doddballapur in refusing to

over.

SUBJECT.

held a post mortem examination in case of a fatal accident on the railway, I am directed to state that the official in question has been severely reprimanded and deprived of the independent charge of a dispensary for ~~a third of~~ two years and allowances at the rate of a third for six months.

The sum of nine rupees spent by the Railway Police has been ordered to be recovered from the Sub Assistant Surgeon and duly adjusted.

I have &c

Secretary.

GPB—25,000—8-6-11.